

INITIAL STATEMENT OF REASONS

a) Specific Purpose of the Regulations and Factual Basis for Determination that Regulations Are Necessary

The proposed regulations implement changes consistent with the objectives of Assembly Bill (AB) 1692, Chapter 652, Statutes of 2001. The renumbering of sections, correcting grammatical errors, and amending cross-references are also necessary to clarify existing regulations.

Section 42-701.2(w)

Specific Purpose:

This section is amended to include a definition of the United States (U.S.) Department of Labor (DOL) Welfare-to-Work (WtW) Grant program.

Factual Basis:

This amendment is necessary to ensure that reference to “WtW” means the DOL WtW Grant program as described in 42 U.S.C. 603(a)(5).

Sections 42-710.1, .2, and .3

Specific Purpose:

These sections are amended to expand the activities allowed for post 18- or 24-month time limit CalWORKs cash assistance recipients to include DOL WtW Grant program community service and DOL WtW Grant program work experience as allowable work activities. Section 42-710.3 is further amended to add a cross-reference to Section 42-710.5.

Factual Basis:

These amendments are necessary to comply with Welfare and Institutions Code Sections 11320.1(d), 11322.9(a), and 11454(a) as described in AB 1692. In addition, Section 42-710.3 is amended for consistency with Sections 42-710.1 and .2 and to comply with Welfare and Institutions Code Section 11454(a)(4).

Section 42-710.22

Specific Purpose:

This section is adopted to clarify that an individual who was receiving aid in the month prior to implementation of the Welfare-to-Work Program in the county is eligible for 24 cumulative months of aid, even if the individual does not receive aid continuously. If the individual has a break in aid before the expiration of the 24-month period, and then reapplies, the individual is not restricted to the 18-cumulative-month period described in Section 42-710.1.

Factual Basis:

This section is necessary to comply with Welfare and Institutions Code Section 11454(a)(2).

Section 42-711.522(c)(1)

Specific Purpose/Factual Basis:

This section is amended to correct the current misspelling of “exemption” for clarity.

Section 42-711.544

Specific Purpose/Factual Basis:

This section is amended to correct a cross-reference to Section 42-716.111(a) through (j), now cited incompletely as Section 42-716(a) through (j). This amendment is necessary for clarity.

Sections 42-711.91, .931, and .941

Specific Purpose:

These sections are amended to expand the activities allowed for post 18- or 24-month time limit CalWORKs cash assistance recipients to include DOL WtW Grant program community service and DOL WtW Grant program work experience as allowable work activities.

Factual Basis:

These amendments are necessary to comply with Welfare and Institutions Code Sections 11320.1(d), 11322.9(a), and 11454(a) as amended by AB 1692.

Section 42-712.441(a)

Specific Purpose/Factual Basis:

This section is amended to delete the word “of” to make the sentence grammatically correct. This amendment is necessary for clarity.

Section 42-718.21

Specific Purpose:

This section is amended to correct the omission of a needed cross-reference to MPP Section 42-718.213 to clarify exceptions to CalWORKs contracting requirements for Job Search, Training and Education Services.

Factual Basis:

This amendment is necessary to comply with Welfare and Institutions Code Section 11328.8(c).

Sections 42-719.11, .111, .2, and .3

Specific Purpose/Factual Basis:

These sections are amended to correct the current misspelling of the word “ages” by adding an “s” to the word “age.” These amendments are necessary for clarity.

Section 42-721.511(d)

Specific Purpose/Factual Basis:

This section is amended to add the correct punctuation in the term "workers" to indicate plural possessive in this section. This amendment is necessary for clarity.

b) Identification of Documents Upon Which Department is Relying

Assembly Bill 1692, Chapter 652, Statutes of 2001

42 U.S.C. 603(a)(5)

c) Local Mandate Statement

These regulations do impose a mandate on local agencies but not on school districts. There are no state mandated costs in these regulations which require state reimbursement under Section 17500 et seq. of the Government Code because county welfare department

administrative costs are paid pursuant to Welfare and Institutions Code Section 15204.2, and county welfare departments are not required to exceed the single allocation provided in that section.

d) Statement of Alternatives Considered

There were no alternatives considered because the regulations must be developed to amend program regulations and allowable welfare-to-work activities based on previous statutory requirements

e) Statement of Significant Adverse Economic Impact on Business

CDSS has made an initial determination that the proposed action will not have a significant, statewide adverse economic impact directly affecting businesses, including the ability of California businesses to compete with businesses in other states.

f) Statement of Alternatives Considered

CDSS must determine that no reasonable alternative considered or that has otherwise been identified and brought to the attention of CDSS would be more effective in carrying out the purpose for which the regulations are proposed or would be as effective and less burdensome to affected private persons than the proposed action.